

**58-9-201 Board.**

- (1) There is created the Board of Funeral Service consisting of:
  - (a) four funeral service directors who own, have an ownership interest in, or have management responsibilities for a funeral service establishment;
  - (b) one preneed funeral arrangement sales agent, who does not have an ownership interest in a funeral service establishment; and
  - (c) two members from the general public who have no association with the funeral service profession.
- (2) The board shall be appointed and serve in accordance with Section 58-1-201.
- (3)
  - (a) The duties and responsibilities of the board shall be in accordance with Sections 58-1-202 and 58-1-203.
  - (b) The board shall designate one of its members on a permanent or rotating basis to:
    - (i) assist the division in reviewing complaints concerning the unlawful or unprofessional conduct of a licensee; and
    - (ii) advise the division in its investigation of these complaints.
- (4) A board member who has, under Subsection (3), reviewed a complaint or advised the division in its investigation may be disqualified from participating with the board when the board serves as a presiding officer of an administrative proceeding concerning the complaint.

Amended by Chapter 144, 2007 General Session